

Hon. Benjamin H. Settle

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

SARA ANN WALKER,

Plaintiff,

v.

ICMA-RC SERVICES LLC dba  
MISSIONSQUARE,

Defendant.

No. 3:23-cv-05488-BHS

THIRD STIPULATED MOTION  
AND ORDER TO  
EXTEND DEFENDANT'S  
DEADLINE TO RESPOND TO  
COMPLAINT

NOTE ON MOTION CALENDAR:  
AUGUST 10, 2023

**THIRD STIPULATED MOTION**

Pursuant to LCR 7(d)(1) and LCR 10(g), Plaintiff Sara Ann Walker and Defendant ICMA-RC Services, LLC submit this stipulated motion to extend the deadline for Defendant to respond to the Complaint (Dkt. No. 1-1). In support of this motion, the parties state as follows:

1. Plaintiff commenced this action in the Superior Court of Washington, County of Thurston on April 26, 2023 (the "State Court Action") and served Defendant with the Summons and Complaint on April 28, 2023.

2. The Parties agreed to extend Defendant's deadline to respond to the Complaint in the State Court Action to July 3, 2023.

3. On May 30, 2023, Defendant removed the State Court Action to this Court.

4. Pursuant to Federal Rule of Civil Procedure 81(c), Defendant's deadline to respond to the Complaint was initially June 6, 2023, which was 7 days from the date of removal.

5. On June 2, 2023, the parties stipulated and agreed to extend the deadline for Defendant to respond to the Complaint to July 3, 2023, as previously agreed in the State Court Action. (Dkt. No. 8, 9).

6. On June 29, 2023, the parties stipulated and agreed to extend the deadline for the Defendant to respond to the Complaint to August 10, 2023. (Dkt. No. 13.)

7. As previously noted, Defendant informed Plaintiff that she has named the incorrect entity as defendant in this suit.

8. Defendant provided documentation to verify the correct entity to be named as defendant.

9. The parties are working diligently to address this issue but need additional time.

10. The parties have agreed to swap out the defendants and will be filing a signed stipulation to this effect shortly.

11. The parties further stipulate and agree to extend the deadline for Defendant to respond to the Complaint from August 10, 2023, to September 11, 2023.

12. The parties further stipulate and agree to extend the initial case deadlines set by the Court (Dkt. No. 7) as follows:

Deadline for FRCP 26(f) Conference:	September 25, 2023
Initial Disclosures Pursuant to FRCP 26(a)(1):	October 9, 2023
Combined Joint Status Report and Discovery Plan as Required by FRCP 26(f) and Local Civil Rule 26(f):	October 23, 2023

1 NOW THEREFORE, the parties hereby respectfully request that the Court extend  
2 Defendant's deadline to respond to the Complaint to September 11, 2023.

3 I certify that this memorandum contains 366 words, in compliance with the Local  
4 Civil Rules.

5 STIPULATED TO AND DATED this 10<sup>th</sup> day of August, 2023.

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25 *Attorneys for Plaintiff*

**ORDER**

It is so ORDERED.

Dated this 14th day of August, 2023.



BENJAMIN H. SETTLE  
United States District Judge